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and

Wendy Thomas Wendrowski (District of Columbia Bar No. 44026)
(pro hac vice application pending)
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Attorneys for Defendant

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

WINSPEAR CONSTRUCTION, LLC,

Plaintiff,

v.

TRAVELERS CASUALTY AND SURETY
COMPANY OF AMERICA, a Connecticut
corporation,

Defendant.

Case No.: 2:21-cv-00456-RFB-DJA

**STIPULATION AND JOINT
APPLICATION TO LIFT STAY AND
DISMISS CASE WITH PREJUDICE**

Trial Date: None Set.
Complaint Filed: March 19, 2021

Plaintiff, WINSPEAR CONSTRUCTION, LLC, an Idaho limited liability company
("Winspear") and Defendant TRAVELERS CASUALTY AND SURETY COMPANY OF
AMERICA, a Connecticut corporation ("Travelers") (Plaintiff and Defendant, collectively, the

1 “Parties” or individually, a “Party”), by and through their undersigned counsel, and pursuant to
2 LR IA 6-2 and LR 7-1, hereby stipulate and agree as follows:

3 1. On July 12, 2021, the Court granted the Parties’ Stipulation to Stay Proceedings
4 Pending Arbitration [ECF No. 20].

5 2. Therein, the Court ordered that this matter shall be stayed until judgment has
6 been rendered in the Arbitration.

7 3. Judgment has been rendered in the Arbitration.

8 4. The Parties respectfully request that the Court lift the stay and dismiss this action
9 with prejudice, including all claims for relief pursued by all Parties, with each Party to bear its
10 own attorney’s fees, costs, and expenses.

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1 NOW, THEREFORE, Plaintiff and Defendant stipulate and apply to lift the stay in the
2 above-referenced action and that this action shall be dismissed with prejudice, including all
3 claims for relief pursued by all parties, with each party to bear its own attorney's fees, costs, and
4 expenses, and respectfully request that this Court issue an order consistent with this stipulation
5 and application.

6
7 GARMAN TURNER GORDON

McDONALD CARANO LLP

8 Dated: July 19, 2022.

Dated: July 19, 2022.

9 By: /s/ Jared M. Sechrist
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14 *Attorneys for Plaintiff*

Attorneys for Defendant

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17 **IT IS SO ORDERED.**

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20 RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE

21 DATED this 22nd day of July, 2022.
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